

Notice of Allowability

Application No.

09/904,468

Examiner

Marc A Patterson

Applicant(s)

HUSE, O.C.

Art Unit

1772

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 1/28/05.
2. ☒ The allowed claim(s) is/are 1,3,6 and 7.
3. ☒ The drawings filed on 13 July 2001 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|---|--|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892) | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 6. <input checked="" type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date _____ |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____ | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9. <input type="checkbox"/> Other _____ |

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Harold Milton on April 21, 2005.

The application has been amended as follows:

Delete the Abstract, which currently reads as follows:

'A container assembly includes a container body formed of a thermoplastic material having an inner surface, an outer surface, and at least one corner having a reinforcement molded to the outer surface of the corner. The reinforcement has a peripheral edge, which is partially embedded in the outer surface of the container body. A method of making a container assembly comprises the step of molding a container body over a portion of a reinforcement. A reinforcement having a peripheral edge is disposed in a mold. A fluid thermoplastic material is disposed into the mold. The thermoplastic material is then molded over the inner surface of the mold and the peripheral edge of the reinforcement thereby forming the container body. The thermoplastic material contacts the peripheral edge and melts or softens the edge. A peripheral edge is then brought into engagement with the container body to provide a secure seal between the reinforcement and the container body.'

And substitute the Abstract as follows:

--A container assembly includes a container body formed of a thermoplastic material having an inner surface, an outer surface, and at least one corner having a reinforcement molded to the outer surface of the corner. The reinforcement has a peripheral edge, which is partially embedded in the outer surface of the container body. A method of making a container assembly comprises the step of molding a container body over a portion of a reinforcement. A reinforcement having a peripheral edge is disposed in a mold. A fluid thermoplastic material is disposed into the mold. The thermoplastic material is then molded over the inner surface of the mold and the peripheral edge of the reinforcement thereby forming the container body. The thermoplastic material contacts the peripheral edge and melts or softens the edge.--

In Claim 1, replace the phrase 'said thermoplastic material of said container body being disposed over said pointed edge to engage' with the phrase:

-- said pointed edge being embedded in said thermoplastic material of said container body, said thermoplastic material engaging --.

2. The following is an examiner's statement of reasons for allowance: The prior art of record discloses a container body formed of thermoplastic having three sides and a corner joining the three sides and a reinforcement about the corner, but fails to disclose a reinforcement that has top and bottom surfaces tapered to a peripheral pointed edge and a pointed edge that is embedded in the thermoplastic material, the thermoplastic engaging the tapered top and bottom surfaces, mechanically locking the reinforcement to the container body.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Marc A Patterson whose telephone number is 571-272-1497. The examiner can normally be reached on Mon - Fri 8:30 AM - 5:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Harold Pyon can be reached on 571-272-1498. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Marc Patterson

Marc A. Patterson, PhD.
Examiner
Art Unit 1772